

## SENATE RESOLUTION No. \_\_\_\_

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### DIGEST OF INTRODUCED RESOLUTION

A SENATE RESOLUTION urging the Legislative Council to direct the Pension Management Oversight Commission to study the possibility of allowing the withholding of child support payments from public pension funds.

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## HARRISON

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\_\_\_\_\_, read first time and referred to Committee on \_\_\_\_\_

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## SENATE RESOLUTION

MADAM PRESIDENT:

I offer the following resolution and move its adoption:

A SENATE RESOLUTION urging the Legislative Council to direct the Pension Management Oversight Commission to study the possibility of allowing the withholding of child support payments from public pension funds.

*Whereas, the Indiana Child Support Guidelines place the duty of child support payments squarely upon the parents. The Guidelines attempt to maintain a standard of living that the child would have enjoyed had the marriage not been dissolved or had a separation not been ordered;*

*Whereas, the Indiana Child Support Guidelines consider each parent's income level, in addition to certain expenses incurred for the child's care in order to calculate the amount of child support to be ordered;*

*Whereas, wages and benefit payments from pensions are included, among others sources of income, in determining the definition of weekly gross income used to calculate the amount of child support that each parent is required to contribute;*



*Whereas, many parents fail to comply with the child support order, leaving a parent and their child or children, in the precarious position of having to live on a significantly reduced household income;*

*Whereas, one of the tools used to enforce a court ordered child support payment is to request a court to issue a wage withholding order to withhold child support payments from the defaulting parent's wages; and*

*Whereas, many parents receive income in the form of pension benefit payments from public pension funds and yet fail to comply with the court ordered child support payment or fail to meet their full obligation: Therefore,*

*Be it resolved by the Senate of the  
General Assembly of the State of Indiana:*

SECTION 1. That the Indiana Senate recognizes the severity of the issues facing children and parents when court ordered child support payments are not paid.

SECTION 2. That the Indiana Senate urges the Legislative Council to direct the Pension Management Oversight Commission to study the possibility of allowing the withholding of child support payments from public pension funds.

SECTION 3. That the Pension Management Oversight Commission, if directed to take such action, shall operate under the direction of the Legislative Council and shall issue a report when directed to do so by the Council.

SECTION 4. The Secretary of the Senate is hereby directed to transmit a copy of this Resolution to the Legislative Council.

